



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/475,614	12/30/1999	Gilbert Wolrich	10559/137001/P7876	6580
20985 7590 10/21/2008 FISH & RICHARDSON, PC P.O. BOX 1022 MINNEAPOLIS, MN 55440-1022				
EXAMINER ENG, DAVID Y				
ART UNIT 2455		PAPER NUMBER		
NOTIFICATION DATE 10/21/2008		DELIVERY MODE ELECTRONIC		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

PATDOCTC@fr.com

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte GILBERT WOLRICH, DEBRA BERNSTEIN,
MATTHEW J. ADILETTA and DONALD F. HOOPER

Application No. 09/475,614
Technology Center 2100

Mailed: October 20, 2008

Before KRISTA ZELE *Deputy Chief Appeals Administrator*
ZELE, *Deputy Chief Appeals Administrator*.

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received electronically at the Board of Patent Appeals and Interferences on July 24, 2008. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matter(s) requiring attention prior to docketing are identified below.

A review of the file indicates that the appellants filed a “PETITION PURSUANT TO 37 C.F.R. § 1.182” and a “REPLY BRIEF” on June 19, 2008. However, there is no indication on the record that the Examiner considered the Petition and the Reply Brief filed on June 19, 2008.

Accordingly, it is

ORDERED that the application is being electronically returned to the Examiner for consideration and proper response of the “PETITION PURSUANT TO 37 C.F.R. § 1.182” and the “REPLY BRIEF” filed on June 19, 2008, and for such further action as may be appropriate.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

KZ/gjh

FISH AND RICHARDSON, PC
P.O. BOX 1022
MINNEAPOLIS, MN 55440-1022